DOCKET NO.: 208970US90/sal

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

GROUP: 2682

Ryuusuke KANEDA, et al.

SERIAL NO: 09/862,439

EXAMINER: PHU, SANH D

FILED:

May 23, 2001

FOR:

WIRELESS COMMUNICATION APPARATUS AND WIRELESS

COMMUNICATION METHOD

APPLICATION OF PREVIOUSLY PAID ISSUE FEE IN ACCORDANCE WITH SECTION 1308.01 MPEP

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The above-identified application was withdrawn from Issue after payment of the Issue Fee in the amount of \$1670.00 (Issue Fee \$1370.00 + Pub. Fee \$300.00). Enclosed is a Credit Card Form in the amount of \$30.00 to include the increase in the Issue Fee.

The application has now been allowed again and since a refund of the previously paid Issue Fee has not been requested, it is now requested that the previously paid Issue Fee be applied to the Issue Fee being paid herewith. Enclosed herewith is a copy of the Petition Granted.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Bradley D. Lytle

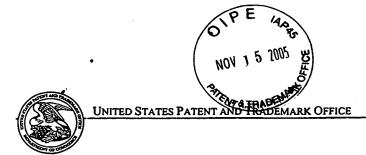
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OFFICE OF PETITIONS

In re Application of Ryuusuke Kaneda et al Application No. 09/862,439

Filed: May 23, 2001

Attorney Docket No. 208970US-2

ON PETITION

This is a decision on the petition, filed December 10, 2004, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is GRANTED.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on November 17, 2004 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.

Telephone inquiries should be directed to Irvin Dingle at (571) 272-3210.

This matter will be forwarded to Technology Center AU 2682 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed Information Disclosure Statement.

irvin Dingle Petitions Examiner Office of Petitions

Office of the Deputy Commissioner for Patent Examination Policy

The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above. Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).